

RUSSIAN TREATY ANNULMENT IS ENCORED BY ROOSEVELT

Theodore Declares in Editorial That Congress Had to Act Promptly in Order to Remedy Unbearable Conditions.

HAGUE TRIBUNAL WAS THE ONLY ALTERNATIVE

Otherwise, Ex-President Declares, People of Jewish Faith Would Have Been Left to Suffer.

(By Evening Herald A. P. Leased Wire) New York, Dec. 29.—In an editorial on the "Russian Treaty," Arbitration and Hypocrisy," which appears in the current issue of the Outlook, Theodore Roosevelt expresses approval of the action taken by congress in abrogating the Russian treaty. "Men must vote and act on a situation as it actually confronts them," he says, "and in this actual event congressmen had but two alternatives, namely, abrogate the treaty, or submit to a continuance of conditions which had become intolerable to our national self respect, and which represent continuing wrong, especially to American citizens of Jewish faith.

"I still believe that in no serious matter it would have been well, first to endeavor to secure a decision by the Hague court, on the interpretation of the existing treaty. I am confident such a decision would of necessity have been in our favor, and this would have enabled Russia to retire from an untenable position with good grace and no loss of self respect.

"Congress was confronted by the simple fact that unless the treaty was abrogated conditions would remain as they now are, and under the circumstances congress acted wisely in deciding for abrogation. But this action was taken while universal arbitration treaties were pending in the senate.

"I do not believe we can afford to arbitrate questions of vital interest and national honor, or questions of settled American governmental policy."

FLYNN'S MANAGER PROVES GAME

Has Left for Chicago Ready to Post \$10,000 for Fight With Jack Johnson for Big Championship.

(By Evening Herald A. P. Leased Wire) Salt Lake City, Dec. 29.—Jack Curley, manager of Jim Flynn, the Pacific heavyweight, left for Chicago today ready to post \$10,000 in cash to bind a match with Jack Johnson for the heavyweight championship of the world. He will renew his offer of \$20,000 for Johnson's share of the purse for a finish fight with Flynn. Curley states that he has received assurances from Chicago that Johnson is disposed to give the offer favorable consideration.

If Johnson accepts the bout will be staged just over the Nevada state line west of Salt Lake City. Business men of Salt Lake City are said to be associated with Curley in financing the fight.

CAUGHT AN INSANE WOMAN. Chicago, Dec. 29.—Wearing jewels and expensive clothing, a woman today prepared to post \$10,000 in cash to bind a match with Jack Johnson for the heavyweight championship of the world. He will renew his offer of \$20,000 for Johnson's share of the purse for a finish fight with Flynn. Curley states that he has received assurances from Chicago that Johnson is disposed to give the offer favorable consideration.

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MISS LYNE AND CAVALIERI SANG. London, Dec. 27.—Cavalieri Hammett produced at his London opera house last night "Tales of Hoffmann," with Miss Lyne and Lina Cavalieri in the parts of Olympia and Chloette, respectively. The production was highly successful.

Miss Lyne's first appearance in a hamorous role was a surprise to the critics. She was charming as a French poodle and pattered around the stage with the utmost mechanical routine, yet all the time singing beautifully.

Cavalieri sang the famous "Hercules" with much effect.

WOMAN DOCTOR WAS MURDERED AND A MOTIVE IS DISCOVERED

Dr. Helene Knabe Had Her Throat Cut by Person Who Was Powerful Declares the Coroner After Autopsy.

SHE WAS ALMOST NUDE AND LYING ON BED

Theory That She Committed Suicide Is Ridiculed by Official Who Says Crime Can Be Proven Now.

(By Evening Herald A. P. Leased Wire) Indianapolis, Dec. 29.—Happenings in the life of Dr. Helene Knabe, former state bacteriologist, have been uncovered that might have supplied a motive for her murder, according to the verdict of Coroner Durbin, filed today. The coroner concludes that Dr. Knabe, who was found dead in her bed room with her throat cut October 24, did not commit suicide but was murdered by person or persons unknown.

A knife slash that almost severed the young physician's head was delivered by a powerful arm while the victim almost nude was lying on her back on top of the cover of her bed, the coroner finds, and he declares that it would have been impossible for her to have struck the blow herself. The verdict does not reveal the coroner's theory of motive for the murder.

PEACE FOR CHINA IS THE MOTTO OF DR. SUN

Newly Elected President of Republic Declares That All He Desires Is to Restore Happiness in His Country.

(By Evening Herald A. P. Leased Wire) Shanghai, Dec. 29.—Immediately following the receipt of word from Nanking that he had been elected president of the republic of China, Dr. Sun Yat Sen handed the following statement to the Associated Press to his friends in the United States:

"I consider it my duty to accept the presidency. My policy will be to secure peace and a stable government by the promptest methods possible. My single aim is to insure the peace and contentment of the millions of my fellow countrymen."

FRANK ECKNOFF IS REAL MYSTERY

Man Who Knows Much About Dynamiting Outrages Appears at Home Then Suddenly Departs Again.

(By Evening Herald A. P. Leased Wire) Cincinnati, Ohio, Dec. 29.—Frank Eckhoff, whom Detective William Burns declared had given him valuable testimony in the McNamara dynamiting case, is reported to have returned to his home here and left again early today. Eckhoff's whereabouts have been a mystery since the McNamara confessions and it was said he was in the custody of a detective agency and would be an important witness in future trials.

M'NABB RELEASED ON \$10,000 BOND

Man Who Faced Death on Gallows a Few Weeks Ago for Killing Alleged Friend of His Wife Is Out of Jail.

(By Evening Herald A. P. Leased Wire) Santa Fe, N. M., Dec. 29.—G. McNabb, a traveling salesman, who had been sentenced to hang, was today admitted to \$10,000 bail by Judge John R. McPhee, the supreme court having reversed and remanded the case for new trial. McNabb is a jealous, violent, and killed Herbert H. Hargis at Vaughn, Guadalupe county, last October.

BANNARD MAY TAKE CHARGE OF TAFT CAMPAIGN IS REPORTED

Pre-Nomination Bee Is Begun to Sting President and Headquarters May Be Opened Very Soon.

REPUBLICAN LEADERS URGE PROMPT ACTION

(By Evening Herald A. P. Leased Wire) New York, N. Y., Dec. 29.—It was reported today that President Taft soon would ask Otto T. Bannard of this city to accept an important position in connection with the campaign leading up to the Republican National convention. In the event that Mr. Taft is nominated at Chicago next June, it was said, Mr. Bannard, if he takes part in the preliminary campaign, might continue as one of the principal advisers to the president until the votes are cast in November.

President Taft has been urged by Republican leaders to take a deeper interest in pre-convention activities. At last it is said, he has consented that a Taft headquarters be opened in Washington at an early date. Whether Mr. Bannard will take charge of these headquarters, may depend on the conference to be held in Washington early next week in which the president, Mr. Bannard and Secretary Chas. D. Hill will participate. There still exists the belief in political circles that Secretary Hill will be called on to direct the campaign for Mr. Taft in the event of the latter's renomination but there has been no definite decision to that effect.

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TABRIZ AT MERCY OF RUSSIANS AND BANKS RE-OPEN FOR BUSINESS

American Flag Flying Over Consulate Is Shot from the Mast By Straw Shell But No Indignity Is Offered.

CASUALTIES SUFFERED BY PERSIANS HEAVY

(By Evening Herald A. P. Leased Wire) Tabriz, Persia, Dec. 29.—The Russian occupation of this city is now complete and practically all the members of the constitutional party have disappeared. The banks and European merchants will resume business tomorrow after passing nine days in a state of siege.

There have been no casualties among the resident foreign population, although many have suffered from a lack of provisions while they have been boxed up in their houses during the prolonged street fighting.

The Stars and Stripes, flying over the United States consulate, was cut down by a Russian shell during the fighting, but no further damage was done to the consulate.

No precise figures as to the casualties sustained by the Russians and the Persians are available, but it is estimated that the Russian loss amounted to from 100 to 200 men. The mortality among the native non-combatants has not been large and the reported atrocities by the troops on both sides are unfounded. The operations of the Persians were directed solely against the Russians. They showed no resentment whatever against any other foreigners.

JJAREE RACE CARD

(By Evening Herald A. P. Leased Wire) Juarez, Mex., Dec. 29.—Entries for tomorrow:

First race, selling; one mile—"Port-arlington," 98; Boana, Chess, 101; Wicket, Regard, Judith Page, Alma Berry, Juan, New Capital, Mauratania, Tiflis, Mapleton, 112.

Second race, selling; five and one-half furlongs—Originator 104; Frank G. Hogan, Inclusion, 107; Little Lova, Bob Lynch, 108; Amarillo, 111; Love Knight, Meddling Hannah, 112.

Third race, selling; six furlongs—"Nannie McDoe," 100; 97; Aquila, 102; Yanker, Dado, 105; Mimicosis, Minasech, 106; Marzo, 109; Tourist, 112.

Fourth race, selling; one mile—"Jim Mc," 106; 98; Tim Judge, Mammo, Sandorito, 102; Ben Onak, 106; Margot 107; Sons Sam Barber, Camero, 88 Angus, 112.

Fifth race, selling; furlongs and a half; six furlongs—Zool, Flying Footsteps, Marsden, 102; Miss Roberts, 108; Jeanne d'Arc, 114.

Sixth race, selling; one mile—Pat, 102; Judge Walton, Louis Creed, 103; Miami, L. M. Eckert, Flignt, Jack Laxton, 105.

—Apprentice allowance.

ELECTION RETURNS TO PRESIDENT ON WEDNESDAY NEXT IS CERTAIN

Justice Roberts Quickly Decides That Clayton Officials Must Certify Results from Precinct Without Delay.

CURRY AND FERGUSON HEAR THE REPORT

(By Evening Herald A. P. Leased Wire) Santa Fe, N. M., Dec. 29.—The last obstacle delaying the completion of the official canvass of the vote cast on election day, November 7, was removed today, when Judge Roberts of the territorial supreme court handed down an opinion which upheld the principal contention of the Democrats that the election judges and clerk of Clayton precinct, Union county, should be ordered to sign the election returns. The Democratic judge and clerk had already signed and the signature of only one of the three Republican precinct officials is needed to enable the canvassing board to complete the count. As one of the recalcitrant judges happens to be in the capital, the certificate for President Taft will be ready by tomorrow evening, the engrossing of the thousand names of candidates, with the vote for each, being a time consuming task. The certificate will be taken to Washington, D. C., by Congressman-elect George Curry of Tularosa and H. B. Ferguson of Albuquerque, who expect to leave tomorrow evening and to present the certificate to President Taft on next Wednesday, who, presumably, will issue the proclamation admitting New Mexico forthwith. The Clayton decision makes no change in the result on the state ticket, but besides electing several Democrats to office in Union county, elects T. D. Lieb of Raton, Democrat, district judge over Reed Holloman of Tucuman, Republican, by 21 majority, and J. D. Casados, Democrat, to the legislative house by nine plurality over J. P. O'Dell. However, these offices will be contested in the court and before the legislature because of the alleged irregularities in Clayton precinct, the decision of Judge Roberts not passing on these irregularities but merely orders the election officers to sign, as their duty after the ballots were counted were merely ministerial.

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GOVERNOR SHOULD ISSUE COMMISSION IS CONTENTION

Congressman-elect H. B. Ferguson of Albuquerque, who shows the above Associated Press dispatch from Santa Fe, said today that although he had made arrangements to leave the city tomorrow evening over the St. Louis and San Francisco for the national capital, and John R. Curry in the presentation of the certificate to the president, he would in all probability defer leaving now until after the inauguration of Governor McDonald.

"There is no doubt in my mind but that it will be necessary for both Mr. Curry and myself to have a commission signed by the new governor before we are qualified as congressmen from New Mexico," said Mr. Ferguson today. "Section sixteen of the constitution, I believe, is plain on this requirement."

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An Increased Press Service

After negotiations with the Associated Press lasting several months, the Evening Herald is pleased to announce that arrangements have been completed to receive daily over a special leased wire, a more complete report than has ever been carried by any afternoon newspaper in Albuquerque. The new and increased wire service is effective on and after January 1 and the Herald will be better equipped than ever to tell its subscribers the story of the happenings throughout the world on the same day as they occur. The increased report will be received over a Mountain States wire by an expert telegrapher in the Herald office.

DEATH OF WOMAN LEAVES MARRIED MAN IN SAD PLIGHT

With His Wife and Children Waiting for Him to Come Home for Christmas, John Rowell Faces Grave Charge

HE WAS BROKEN IN DENVER AND WEALTHY

(By Evening Herald A. P. Leased Wire) Milwaukee, Wis., Dec. 29.—John F. Rowell, giving Denver as his address, is held at the county jail pending investigation into the death of a woman who he admitted was Mrs. Ida H. Nelson of Lincoln, Neb., according to the coroner.

The woman, who was 28 years of age, died in a rooming house Wednesday afternoon, where she and Rowell had lived.

The coroner says he wired to the register of vital statistics there and received an answer that no such couple were wedded.

The coroner's verdict, following the post mortem examination, is one of "natural causes."

Rowell came to Milwaukee on December 5.

District Attorney W. A. Seabel stated today that a warrant was being prepared charging Rowell with perjury. Rowell's bail has been fixed at \$1,000.

WIFE AND CHILDREN AWAITED HIS COMING

Denver, Colo., Dec. 29.—John F. Rowell, formerly a well known stock and bond salesman of this city. His wife and three children reside at 174 Steele street. They had expected him home for Christmas, but received a telegram from Milwaukee stating that he had slipped on the ice and injured his back.

THE LINCOLN DAY BANQUET WILL BE NON-PARTISAN

Committee Has Arranged Affair So There Will Be No Presidential Line Up When Beveridge Speaks.

(By Evening Herald A. P. Leased Wire) Denver, Colo., Dec. 29.—Non-partisanship is believed to have been assured by the Associated organizations in charge of the Lincoln Day banquet here at which former Senator A. J. Beveridge of Indiana will be the principal speaker.

The committee appointed today to take charge of arrangements consists of six Taft men, six LaFollette supporters, six Wilsonians and six who profess no preference.

HIGH OFFICERS IN ARMY TO RETIRE

Five Above Rank of Major Have Been Ordered to Appear Before Board to Show Their Fitness for Work.

(By Evening Herald A. P. Leased Wire) Washington, D. C., Dec. 29.—Five officers of the army all above the grade of major, have been ordered before retiring boards in connection with the army "weeding out" program. They are Col. Wm. L. Pletcher, infantry, Fort McDowell, Calif.; Col. Wm. P. Evans, Fort Leavenworth, Kans.; Lieut. Col. Jas. A. Goodin, Seventh infantry, Army and Navy general hospital, Hot Springs, Ark.; Major Wendell L. Shumson, Fifteenth infantry, New York City, and Major William H. Brooks, medical corps, Fort McDowell, Colo.

LIQUOR MEN GET INJUNCTION. Topeka, Dec. 29.—A temporary injunction was granted today by Judge Pollock of the federal court in the crusade against the liquor dealers in Leavenworth. The injunction is against J. E. Johnson, special assistant attorney general; A. M. Jackson and T. B. Armstrong, agents of the attorney general, and Lee Bond, county attorney, and Thomas Larkin, sheriff of Leavenworth county.

The proceedings were commenced on behalf of Harry Hobbs and Michael Kimerly, liquor dealers of Topeka, Mo., who supplied liquor to Leavenworth by wagon. It is charged that the wagons were held up as they crossed the Missouri river. Relief is sought on the ground that the wagons were engaged in interstate commerce and could not be interfered with.

GENERAL REYES IS GIVEN PRIVILEGE OF A GOOD BED IN PRISON

Veteran's First Night Behind Bars in Mexico City Borne With Same Dogged Courage That Is Characteristic.

MADERO PERMITS HIM TO RECEIVE CLOTHING

Every Courtesy Possible Is Shown to Warrior Who Sought Downfall of New President of Mexico.

(By Evening Herald A. P. Leased Wire) Mexico City, Mexico, Dec. 29.—His first night in the military prison here did not appear to depress General Bernardo Reyes much. He slept in the room of the sub-director of the San Diego prison, which is situated on the second floor and he was granted all that was necessary for his comfort.

On rising he ate a good breakfast, chatting in the meanwhile with the director of the prison. Among other early callers was Ignacio Reyes, his nephew, who brought a supply of clothing, having previously secured permission from President Madero.

General Reyes will be formally put at the disposition of the military judges today, although it will be some weeks before the actual trial begins. It is stated that the securing of evidence and other formalities will take until the latter part of February.

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LA FOLLETTE WILL BOLT FROM PARTY HE DECLARES

Insurgent Leader Intimates That Any Political Organization Looks Good to Him If People Favor It.

(By Evening Herald A. P. Leased Wire) North Baltimore, O., Dec. 29.—Denunciation of the supreme court's decision in the Standard Oil and American Tobacco trust cases and of the Republican national committee for its failure to order a presidential primary in those states where such procedure would not be illegal, marked the speech here today of Senator La Follette, who is touring Ohio in furtherance of a campaign for the Republican presidential nomination.

The speaker declared that the court's decision as to "reasonable restraint of trade" was an usurpation of power. He said he was not a "hidebound Republican" and would join any party that could better restore the rule of the people.

SAYS SHE WAS FORCED TO SIGN NOTE ON SICK BED

San Jose, Dec. 29.—H. Nelson French, son of Henry French, the local attorney, found her to sign a note for \$400 payable to his father, while she was on a sick bed with a capital operation only two days ahead, according to the testimony of Miss Anne Cain in the superior court today. Miss Cain is suing to have the note canceled on the ground that it was obtained by threats and coercion.

Nelson French told her that the money was for "reasonable medical expenses" because she had passed the elder French on the street and not spoken to him, she said.

ORDERS TELEPHONE RATE CUT.

St. Joseph, Mo., Dec. 27.—After several months' investigation the St. Joseph public utility commission today ordered a reduction in the rates of the Missouri & Kansas Telephone (Bell) company's rates as follows: Business telephones from \$60 to \$50 a year; residence telephones from \$20 to \$27 a year; party lines from \$27 to \$24 a year.

The order is effective January 1 and it is believed the telephone company will resist it.

THE PARDON ARRIVES TONIGHT

Dearborn, Mo., Dec. 29.—W. B. Hammond, or Nathan Hurst, the former St. Joseph politician whose pardon from the Texas penitentiary, where he was sent 28 years ago for horse stealing and escaped, has been announced, said today that his father, W. L. Hurst of Hurst, Tex., who obtained the pardon, would be in Dearborn tonight to deliver it. Hammond said he expected to go with his father to St. Joseph later in the week to consult a lawyer and decide on his future.

A NEW FILM WON'T BURN.

Berlin, Dec. 29.—An incombustible cinematograph film, which will lessen the possibilities of panics in moving picture theaters, was demonstrated today before the Berlin Chemical society and is reported to be a success.

SCHIFF ADVISED THE MEAT PACKERS TO ABANDON GIANT CORPORATION

He Told Them That Times Were Not Propitious for Launching Billion Dollar Trust Declares Witness.

DEAL WAS GIVEN UP IN WINTER OF 1902

After Reducing Capitalization to Half a Billion and Cutting Down Loan Requirements It Still Failed.

(By Evening Herald A. P. Leased Wire) Chicago, Ill., Dec. 29.—On cross examination Albert H. Veeder in the trial of the ten Chicago meat packers today described the collapse of the "billion dollar" merger of the packing interests planned by Armour, Swift, Morris and Cudahy in 1902.

He said the formation of the giant corporation was abandoned at the close of a conference held in New York short before Christmas, 1902, between the promoters and Jacob H. Schiff, manager for Kuhn, Loeb and company, in which plans for financing the project were discussed.

A loan of \$50,000,000 was desired and later this was reduced to \$30,000,000 and the capitalization reduced from close to the billion dollar mark to \$355,000,000.

Mr. Veeder said Mr. Schiff told the packers that the times were not propitious for launching a large merger and advised against it.

The direct examination of Mr. Veeder was concluded after several hours had been taken up by attorneys arguing on the admissibility of testimony touching the operation of certain distributing corporations owned by the packers, to which the defense objected. Judge Carpenter reserved his decision.

COMPLETE PROBE IS STARTED IN LOS ANGELES

All Affairs and Transactions of Tveitmore, a San Francisco Labor Leader, Will Be Thoroughly Investigated.

Los Angeles, Cal., Dec. 29.—The federal grand jury which is investigating the alleged national dynamite conspiracy, evidenced a purpose today to go into all the business relations of Olaf Tveitmore, the San Francisco labor leader, and all his transactions in behalf of the trades organizations with which he is connected. In addition to summoning Miss Ethel Murphy, Tveitmore's stenographer, the government investigators subpoenaed A. D. Gilson, his private secretary. Gilson was ordered to leave San Francisco last night and appear before the grand jury forthwith. He was present today in session. With Gilson in the witness room today was A. E. Yoell, secretary of the Asiatic Exposition league, of which Tveitmore is president.

SMOKED CIGARETTES FOR HUNDRED AND FIFTEEN YEARS

Pueblo Moreno of Sonora Is Reputed to Be Hundred and Twenty-Seven Years Old and Never Saw an Auto.

(By Evening Herald A. P. Leased Wire) Navajon, Sonora, Dec. 29.—Pablo Moreno, reputed to be 127 years old, died here yesterday. He had smoked cigarettes for one hundred and fifteen years, and always lived on coarse food. He had never seen a railroad train or an automobile.

Troops have just brought in four Yaqui and ten Mayo Indians charged with stealing horses in the Yaqui river district. No Reyes demonstrations have occurred here.

HARRIMAN'S BROTHER DIES IN NEW YORK

(By Evening Herald A. P. Leased Wire) New York, N. Y., Dec. 29.—Orlando Harriman, the only brother of the late E. H. Harriman, died early today at a private sanitarium in this city from a complication of diseases following a protracted illness. Mr. Harriman was a widely known real estate operator and was wealthy.